



State of New Jersey
Department of Environmental Protection and Energy
Division of Responsible Party Site Remediation
CN 028
Trenton, NJ 08625-0028

Scott A. Weiner
Commissioner

Karl J. Delaney
Director

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
NO. P 642 609 054

FEB 3 1993

Cristopher Anderson
Director of Environmental Affairs
L. E. Carpenter & Company
1301 East Ninth Street
Suite 3600
Cleveland, OH 44144

Re: L. E. Carpenter Site
Wharton Borough, Morris County
Rockaway River Sediment Ecological Assessment

Dear Mr. Anderson:

The New Jersey Department of Environmental Protection and Energy (Department) and the United States Environmental Protection Agency (USEPA) have reviewed the Rockaway River Sediment Ecological Assessment (Ecological Assessment) dated December 7, 1992. The purpose of the Ecological Assessment of the Rockaway River was to identify and quantify any potential ecological impairment in the Rockaway River associated with the site. The Ecological Assessment has concluded that conditions of the site are not impacting the biological community in the sediments or water environments of the Rockaway River.

The Department and the USEPA find the conclusion derived in the Ecological Assessment acceptable. The Department requests the following information be forwarded in order for the document to be complete:

- a. A map of higher resolution, depicting the site, the salient features of the river and all sampling location;
- b. a comprehensive bibliography listing all cited literature.

Attached please find the comments submitted by USEPA regarding the Ecological Assessment. Note that a revised document incorporating USEPA's comments is not



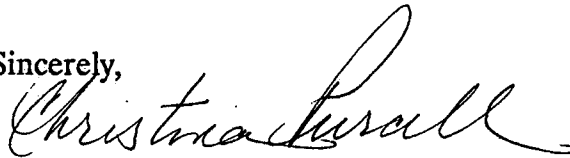
L. E. Carpenter Site
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required, however an appropriate response to comments shall be submitted by L. E. Carpenter.

The Department and USEPA have signed a Pilot Agreement for the L.E. Carpenter site. Under the terms of the agreement, the lead agency (the Department) has the option of selecting and implementing the remedy without support agency concurrence. Alternatively, the lead agency has the option of seeking the support agency concurrence of the remedy, but the support agency may decline to concur. The Department has also committed to terms which are standard to perform a CERCLA-quality cleanup, however, the USEPA may take over as lead agency or increase the level of involvement if the State fails to meet its scheduled commitments as specified in the agreement. The Department has every intention keeping USEPA in concurrence with the decisions which are made by the Department regarding the L. E. Carpenter site.

Should you have any questions regarding the Ecological Study or the Pilot Agreement discussed above, please feel free to contact me at (609) 633-1455. Thank you for your continued cooperation.

Sincerely,



Christina H. Purcell, Case Manager
Bureau of Federal Case Management

cc: Martin O'Neill, WESTON
John Prendergast, BEERA
George Blyskun, BGWPA
Jonathan Josephs, USEPA